

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

William Cooley, Sr. (CONS/PE)

Atty

Case No. 08CEPR00059

Farmer, C. Michael (for Ruby Jones – Conservator – Petitioner)

(1) Second Account Current and Report of Conservator and Petition for Its Settlement, and (2) for Allowance of Fees to Attorney [Prob. C. 2620, 2641]

Age: 69			RUBY JONES, Sister and Conservator, is	NEEDS/PROBLEMS/COMMENTS:
			Petitioner.	
			Account period: 4-1-09 through 10-31-12	
			Accounting: \$256,665.67	
	Aff.Sub.Wit.		Beginning POH: \$134,177.80	
~	Verified		Ending POH: \$144,606.16	
	Inventory		(\$144,267.59 is cash)	
	PTC		Conservator: Not requested	
	Not.Cred.		Conservator. Not requested	
~	Notice of		Attorney: \$2,500.00 (for approximately 10	
	Hrg		attorney hours @ \$250/hr)	
~	Aff.Mail	w/o	Darley and a second and a second and	
	Aff.Pub.		Petitioner prays for an order:	
	Sp.Ntc.		Approving, allowing and settling the	
	Pers.Serv.		Second Account and report;	
	Conf.			
	Screen		2. Ratifying all acts and transactions of	
	Letters		Petitioner as Conservator;	
	Duties/Supp		3. Authorizing payment of the attorney	
	Objections		fees; and	
	Video			
>	Receipt CI Report		4. Such further orders as the Court	
*	2620(c)		considers proper	
~	Order			
	Aff. Posting			Reviewed by: skc
	Status Rpt			Reviewed on: 4-4-13
	UCCJEA			Updates:
	Citation			Recommendation:
	FTB Notice			File 1 - Cooley

Atty Edwards, Mark D

(1) First and Final Account and Report of Executor and Petition for Its Settlement, (2) for Allowance of Compensation to Executor and Attorney for Ordinary Services, and (3) for Final Distribution [Prob. C. 10951, 11000 et seq., 10800, 11850, 1060 et seq.]

DC	DOD: 2/9/12		HENRY SANCHEZ, Executor, is petitioner.		is petitioner.	NEEDS/PROBLEMS/COMMENTS:
			Account period: 4/9/12-3/1/13		1/13	
Cont. from Aff.Sub.Wit. Verified Inventory		Accounting Beginning POH Ending POH Executor (statutory)	- - -	\$45,818.00 \$45,818.00 \$45,623.00 \$1,832.72	 Petition does not contain a statement whether or not notice to the Franchise Tax Board was performed, as required by Probate Code 9202(c)(1). Need order 	
√ √	PTC Not.Cred.		Costs fees, publication, pro	- shate re	\$949.00 (filing	
✓	Notice of Hrg		Attorney	-	\$1,832.72	
✓	Aff.Pub.	W/O	(statutory)			
	Sp.Ntc.		Distribution, pursuant	to Dec	edent's Will and	
	Pers.Serv.		agreement of heirs, is			
	Conf. Screen					
1		8/12	Arthur R. Torres	-	real property	
	Duties/Supp		Alma Torres	-	\$6,533.78	
	Objections		Martha H. Remling	_	\$6,533.78	
	Video Receipt		Rudy Torres, Yvonne			
	CI Report		Jesus Martin Navaret	•		
✓	√ 9202		and Blanca Guzmar	1 - \$1.00	each.	
	Order	Χ				
	Aff. Posting					Reviewed by: KT
	Status Rpt		<u> </u>			Reviewed on: 4/8/13
	UCCJEA					Updates:
	Citation		<u> </u>			Recommendation:
	FTB Notice	Χ				File 3 - Torres

4 Patsy Ruth Crawford (Estate)

Case No. 12CEPR00566

Atty Browns, Cheryl L., sole practitioner (for Kathleen Ann Crawford, Executor)

(1) Waiver of Accounting and Petition for Final Distribution Under Will and (2) for Allowance of Statutory Attorney's Fees [Prob. C. 11640, 10810]

DOD: 6/5/2012	KATHLEEN ANN CRAWFORD, daughter and Executor, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
	Accounting is waived.	
Cont. from Aff.Sub.Wit. ✓ Verified	I & A — \$138,946.66 POH — \$ 79,040.16 (\$9,040.16 is cash)	
✓ Inventory ✓ PTC	Executor — waives	
✓ Not.Cred. ✓ Notice of Hrg ✓ Aff.Mail	Attorney — \$5,168.40 (statutory)	
Aff.Pub. Sp.Ntc. Pers.Serv.	Closing — \$500.00	
Conf. Screen Letters 082012 Duties/Supp	Distribution pursuant to Decedent's Will and Assignment of Interest in Real Property filed	
Objections Video Receipt	3/5/2013 is to: • KATHLEEN ANN CRAWFORD – 100% interest in real property and \$1,685.88	
CI Report ✓ 9202	cash; • VICTORIA RUTH CLEMENT PONTE — \$1,685.88 cash.	
✓ Order Aff. Posting Status Rpt		Reviewed by: LEG Reviewed on: 4/5/13
UCCJEA Citation FTB Notice		Updates: Recommendation: SUBMITTED File 4 - Crawford

4

McQuillan, Nikole E. (for Petitioners Gennadiy Kitsen and Lidia Kitsen)

Petition for Appointment of Guardian of the Person (Prob. C. 1510)

Tim	nothy age: 6	Temporary Expires 4/11/13	NEEDS/PROBLEMS/
	ohia age: 5		COMMENTS:
	<u> </u>	GENNADIY KITSEN and LIDIA KITSEN, maternal	
		uncle and aunt, are petitioners.	
Co	nt. from 121212	Father: MIKHAIL RYBIN – personally served on	1. Need Order
	Aff.Sub.Wit.	11/7/12	1. Need Older
✓	Verified	Mother: MIRIAM RYBIN – consents and waives	2. It appears that the Letters were signed only by Gennadiy Kitsen.
	Inventory	notice.	Letters must be signed by both
	PTC		proposed guardians.
	Not.Cred.	Paternal grandfather: Yuri Rybin – served by mail	
✓	Notice of Hrg	on 10/19/12. Paternal grandmother: Olga Rybin – served by	
✓	Aff.Mail W/	mail on 10/19/12.	
	Aff.Pub.	Maternal grandfather: Nickolay Kotenkoff – served by mail on 10/19/12.	
	Sp.Ntc.	Maternal grandmother: Valentina Kotenkoff –	
✓	Pers.Serv. W/	served by mail on 10/19/12.	
✓	Conf. Screen	Petitioners allege: the children's mother is	
✓	Letters	currently dealing with personal and dependency issues and cannot presently care for the children.	
✓	Duties/Supp	Mom has voluntarily given the children to the	
	Objections	petitioners. The children's father is currently in jail	
	Video	and also suffers from drug addiction. Mom and Dad are divorced and Mom has sole legal and	
	Receipt	physical custody due to the father's drug	
✓	CI Report	addiction. Given that both parents are currently	
	9202	incapable of caring for the children, a	
	Order	guardianship is in the children's best interest.	
	Aff. Posting	Court Investigator Charlotte Bien's Report filed on	Reviewed by: KT
	Status Rpt	11/29/12	Reviewed on: 4/5/13
✓	UCCJEA		Updates:
	Citation		Recommendation:
	FTB Notice	Please see additional page	File 5 - Rybin

5 Timothy Rybin & Sophia Rybin (GUARD/P) Case No. 12CEPR00915

Request for Judicial Notice filed on 12/11/12 requests the Court take Judicial Notice of the Stipulation and Order from Yolo County Superior Court Case no. FL-10-1583 dated 12/5/2012.

The Stipulation and Order states in relevant part: Yolo County defers to Fresno County re: Petition for Guardianship. Father is not suited to be primary custodial at this time – needs to show extended period of lawful conduct and drug free. If guardianship is granted, this case is stayed.

Minute order dated 12/12/12 states father, Mikhail Rybin objects to the petition. Counsel moves to amend the petition to request a temporary guardianship. The Court accepts the oral amendment and grants a temporary guardianship in favor of Gennaldiy Kitsen and Lidia Kitsen. The temporary expires on 4/11/13. The Court directs that visitation be determined among the parties. As to the Christmas holiday, parties agree that the father will have the children during the Christmas weekend from Sunday until Wednesday and he will be responsible for bringing them back to the guardians. Parties are directed to make arrangements for another overnight visit as may be agreed upon. Counsel is directed to prepare the order. Father is ordered to provide counsel all documents regarding his random drug testing and class/program work. In addition, father is to keep counsel informed of his progress. The Court investigator is to conduct a further investigation of the parties. Father provides contact information to the court.

Court Investigator Charlotte Bien's Report filed on 4/2/13.

Ito, Charlotte (of San Francisco for Sonia Marques Samaja/Petitioner) Spousal or Domestic Partner Property Petition (Prob. C. 13650)

DO	D: 04/04/12	
וטטו	D. 04/04/12	
Cor	nt. from 031313	
	Aff.Sub.Wit.	I
\checkmark	Verified	
	Inventory	
	PTC	
	Not.Cred.	
./		<u> </u>
<u> </u>	Notice of Hrg	
>	Aff.Mail	w/
	Aff.Pub.	
	Sp.Ntc.	
	Pers.Serv.	
	Conf. Screen	
 	Letters	<u> </u>
<u> </u>		
	Duties/Supp	
	Objections	
	Video Receipt	
	CI Report	
	9202	Ì
√	Order	
	Oldel	
	Aff. Posting	
	Status Rpt	
 	UCCJEA	
		<u> </u>
-	Citation FTB Notice	
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SONIA MARQUES SAMAJA, surviving spouse, is Petitioner.

No other proceedings.

Will dated 05/04/05 (copy not provided)

Petitioner states that she and the decedent were married in Brazil and their assets consist entirely of community property.

Petitioner requests that the Court take judicial notice that under the Brazilian law of community property, all assets owned by spouses belong to both of them, regardless of the origin or whether they were acquired before or after marriage under the "Brazilian community property ruling.' Both spouses are treated as joint holders of those assets, which are considered indivisible. (Article 1667 of the Brazilian Civil Code.) Article 1829 of the Brazilian Civil Code provides that if one of the spouses dies, the decedent's assets are apportioned 50% to the surviving spouse and 50% to the children. If the children waive their right to the 50% share, these assets will fully accrue to the surviving spouse.

Petitioner states that the Decedent's three children have each disclaimed their interest in Decedent's property and that under Brazilian law, his assets would accrue in their entirety to Petitioner as the surviving spouse.

Petitioner requests Court confirmation that ½ interest in 52 horses, including some unborn belongs to her and that ½ interest in 52 horses. including some unborn, passes to her.

NEEDS/PROBLEMS/COMMENTS:

CONTINUED FROM 03/13/13 As of 04/08/13, nothing further has been filed and the following notes remain:

- The Petition is not marked at item 5(a)(2) regarding issue of a predeceased child.
- Petitioner states at 4c that a copy of the will is attached. However, the attachment appears to be a typed translation that is not certified. Need copy of will pursuant to Probate Code §13651(b) plus certified translation pursuant to §8002(b)(2). Note: Although this is a summary proceeding, an order under this section necessarily includes a determination as to the validity of the will, even if it is not technically admitted to probate. See commentary under §13151.
- Petitioner states that, under Brazilian law, the property seeking to be passed with this Petition was community property. However, this petition was filed as a summary proceeding under California law, which provides for the passing of assets to the proper heirs under California law only. The request for judicial notice of Brazilian law does not specifically request that this Court pass the property pursuant to Brazilian law instead of California law, but appears to argue that this is the case. If this is the case, need authority.
- 4. The Petitioner does not provide sufficient facts to determine whether the property is community property under California law. Need further details (when were Petitioner and Decedent married, when and how was the property acquired, etc.)
- The Petitioner states that the decedent's children have all filed Disclaimers of Interest, disclaiming their interest in the Decedent's property (copies attached). If the property can be determined to pass to Petitioner under this section, upon the providing of pertinent information as requested above, then such disclaimers are unnecessary. If, however, it is determined that the decedent's children are entitled to shares, but are disclaiming them, there is no provision under this section, or any summary procedure, for disclaimers of interest. Summary proceedings provide for the passing of assets to the proper heirs under California law only. Further, pursuant to Probate Code §282, disclaimers have the effect as if the person disclaiming interest predeceased the decedent. Petitioner does not state whether the three children disclaiming interest in the property have issue.

Reviewed by: JF **Reviewed on:** 04/08/13 **Updates:** Recommendation: File 6 - Samaja

Don Gragnani & Thelma Gragnani Family Trust
Owdom, Bruce A. (for Petitioner Thelma Irene Gragnani)
Petition for Order Confirming Trust and Trust Assets

Don Gragnani		THELMA IRENE GRAGNANI, Sole surviving Trustor	NEEDS/PROBLEMS/COMMENTS:
Aff.Sub.Wit. Verified Inventory PTC Not.Cred. Notice of Hrg Aff.Mail Aff.Pub. Sp.Ntc. Pers.Serv.		and Trustee, is Petitioner. Petitioner states the trust was created 12-17-92 and amended and restated in its entirety on 9-8-10. The Trust creates three sub-trusts: Trust A: The Don Gragnani Family Trust; Trust B: The Thelma Tragnani Family Trust; and Trust C: The Gragnani QTIP Trust. Pursuant to the Trust, Petitioner is the sole trustee of the Trust, Trust A and Trust C. Trusts A and C became irrevocable upon Don Gragnani's death. Schedule A describes seven categories of trust assets and includes various parcels of real property described in exhibits, as well as all other real and personal property. Exhibit H to Schedule A includes six parcels of "White Creek Ranch" and identifies them by APN.	
Pers.Serv. Conf. Screen Letters Duties/Supp Objections Video Receipt CI Report 9202 Order Aff. Posting Status Rpt UCCJEA Citation FTB Notice		On or about 6-15-10, a separate Assignment of Interest assigns "all our present, and future, right, title and interest in and to the "Property" generally describedwhether real or personal property, wherever situated and whenever or however acquired, whether it is acquired in the name of the trust, or in one or both of our names, as separate property or community property or otherwiseeven if such property right, title or interest is never evidenced or transferred on any title documents, or other evidence of title or ownershiphereby immediately becomes part of the Trust, to be held, administered and distributed by the Trustees" The assignment further describes that "property" includes all real or personal property, including fractional interests, life estates, mineral, oil and gas rights, and personal property including accounts, stocks, contractual rights, membership interests, on-line interests, and all real and personal property of any sort. SEE PAGE 2	Reviewed by: skc Reviewed on: 4-5-13 Updates: Recommendation: File 8 - Gragnani

8 Don Gragnani & Thelma Gragnani Family Trust

Case No. 13CEPR00163

Page 2

Petitioner states the "White Creek Ranch" comprises 12 separate parcels consisting of approx. 860 acres in Fresno County. Six of the parcels were transferred to the trust before Mr. Gragnani's death. In addition, Mr. Gragnani owns a two-sevenths separate property interest in five White Creek Ranch parcels and a 25% separate property interest in a sixth White Creek Ranch parcel. All 12 parcels comprise White Creek Ranch. (Maps attached.)

Trust A specifically allocates those five parcels in which the Trustor holds an undivided two-sevenths interest in to one minor grandson; however, those five parcels were not conveyed to the Trust by deed of trust with the first six. Petitioner states the sixth parcel, in which Mr. Gragnani holds a 25% separate property interest, was clearly intended and declared in writing to be included in the distribution to the grandson's sub-sub-trust. Petitioner states the deed was simply overlooked when transferring the Trustor's separate property interests in the White Creek Ranch for transfer to the trust. The Trustor's interest in these six parcels should be confirmed as assets of the Trust.

In addition, certain mineral rights and securities/investments should be confirmed as assets of the Trust pursuant to the Trust, as amended and restated, and the Assignment dated 6-15-10, and Mr. Gragnani's will dated 12-17-92 (attached).

Petitioner provides the names and addresses of all persons entitled to notice, and prays for an order that:

- 1. The Don and Thelma Irene Gragnani Family Trust, under Declaration of Living Trust, dated 12-17-92, as amended and restated in its entirety on 9-8-10, and thereafter amended in part on 4-12-11 ("Trust"), is valid. Petitioner Thelma Irene Gragnani is the designated and sole trustee of the Trust;
- 2. The separate property interests and community property interests of Mr. Gragnani, as described in the petition, are assets of the Trust and subject to the management and control of Thelma Irene Gragnani as trustee of the Trust;
- 3. Petitioner Thelma Irene Gragnani is empowered by the Trust and is authorized to engage in any conduct necessary to include in the Trust the Trustor's separate property interests and community property interests in the personal and real preoperty described in the petition, and to sell, grant, convey, transfer, or encumber such property, as permitted by the Trust; and
- 4. For such other orders as the Court may deem proper.

Guy Ballesteroz (Estate)

Bagdasarian, Gary G. (for Bernice Ballesteroz – Surviving Spouse – Petitioner) Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 11-14-12	NEEDS/PROBLEMS/COMMENTS:	
DOD. 11-14-12	BERNICE BALESTEROZ, Surviving Spouse, is Petitioner and requests appointment as	INCEDS/FRODLEIVIS/CONVIVIENTS:
	Administrator with Full IAEA without bond.	
	Administrator with Full IAEA WITHOUT DONG.	Note: If the polition is availed states
		Note: If the petition is granted status
	All heirs waive bond	hearings will be set as follows:
Aff.Sub.Wit.	Full IAEA – ok	• Friday, 09/13/2013 at 9:00a.m. in Dept.
✓ Verified		303 for the filing of the inventory and
Inventory	Decedent died intestate	appraisal and
PTC	Davidan and Camaran Francis County	
Not.Cred.	Residence: Sanger, Fresno County	• Friday, 06/13/2014 at 9:00a.m. in Dept.
✓ Notice of	Publication: Fresno Business Journal	303 for the filing of the first account or
Hrg	Estimated Value of Estate:	petition for final distribution.
	Personal property: \$ 300,000.00	
All./Vidil VV	Annual income: \$ 300.00	Pursuant to Local Rule 7.5 if the required
✓ Aff.Pub.	Total: \$ 300,300.00	documents are filed 10 days prior to the
Sp.Ntc.	ф 300,300.00	hearings on the matter the status hearing
Pers.Serv.	Probate Referee: Steven Diebert	will come off calendar and no
Conf.		appearance will be required.
Screen		
✓ Letters		
✓ Duties/Supp		
Objections		
Video		
Receipt		
CI Report		
9202		
✓ Order		
Aff. Posting		Reviewed by: skc
Status Rpt		Reviewed on: 4-5-13
UCCJEA		Updates:
Citation		Recommendation: SUBMITTED
FTB Notice		File 9 - Ballesteroz

Karen S. Reinhart (Det Succ)

Roberts, Gregory J. (for Petitioners Marie Lindsay, Annette McLendon, Tina Donaldson and Gerard J. Reinhart, Jr.)

Petition to Determine Succession to Real Property (Prob. C. 13151)

DOD	1-6-13	MARIE LINDSAY, ANNETTE MCLENDON, TINA	NEEDS/PROBLEMS/COMMENTS:
	1-0-10	DONALDSON, and GERARD J. REINHART,	NEEDS/TROBLEMS/COMMENTS.
		JR., are Petitioners.	
		=	
		= 40 days since DOD	
	AMO L MA	-	
	Aff.Sub.Wit.	No other proceedings	
~	Verified	1&A: \$70,000.00 (real property)	
	Inventory	= 1&A. \$70,000.00 (real property)	
	PTC	Petitioners request Court determination	
	Not.Cred.	that Decedent's 100% interest in certain	
N/A	Notice of	real property located at 1513 N. Roosevelt	
	Hrg	Ave., Fresno, passes to each of them in	
	Aff.Mail	undivided one-fourth interests each	
	Aff.Pub.	pursuant to Decedent's will.	
	Sp.Ntc.		
	Pers.Serv.		
	Conf.		
	Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video	7	
	Receipt		
	CI Report		
	9202		
>	Order		
	Aff. Posting		Reviewed by: skc
	Status Rpt		Reviewed on: 4-5-13
	UCCJEA	_	Updates:
	Citation	_	Recommendation: SUBMITTED
	FTB Notice		File 10 - Reinhart

Atty Fogderude, Eric K. (for Petitioner Stephen John Schroeter)

Petition for Probate of Will and for Letters Testamentary; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DOD: 10/24/2012			STEPHEN JOHN SCHROETER, named	NEEDS/PROBLEMS/COMMENTS:
			executor without bond, is petitioner.	
			Full IAEA - o.k.	
Со	nt. from		Will dated: 6/25/2002	
	Aff.Sub.Wit.	S/P	7. III	
✓	Verified			
	Inventory		Residence: Fresno	
	PTC		Publication: Fresno Business Journal	
	Not.Cred.		1 Concanon, 11631 10 Dosi 1633 3001 101	
	Notice of Hrg			
✓	Aff.Mail	W/O	Estimated value of the estate:	
✓	Aff.Pub.		Estimated value of the estate: Personal property - \$246,000.00	
	Sp.Ntc.		Income - \$2,000.00	
	Pers.Serv.		Total - \$248,000.00	
	Conf. Screen		10101	
✓	Letters			
✓	Duties/Supp		Probate Referee: Steven Diebert	
	Objections			
	Video			
	Receipt			
	CI Report			
_	9202 Order			
 	Aff. Posting			Reviewed by: KT
	Status Rpt			Reviewed by: KI Reviewed on: 4/8/13
	UCCJEA			Updates:
	Citation			Recommendation: SUBMITTED
	FTB Notice			File 11 - Schroeter

11

Petition for Letters of Administration; Authorization to Administer Under IAEA (Prob. C. 8002, 10450)

DO	D: 1-15-09		JOE HOGG , Son, is Petitioner and	NEEDS/PROBLEMS/COMMENTS:
			requests appointment as	
			Administrator and as Special	OEE CALENDAD
			Administrator with Full IAEA and with	OFF CALENDAR
<u> </u>	nt. from 020413,		bond of \$130,000.00.	
031	•			Amended petition filed 3-21-13 is set for hearing on 4-24-13
	Aff.Sub.Wit.		Full IAEA – need publication	0114-24-13
>	Verified		Decedent died intestate	
	Inventory			
	PTC		Residence: Fresno	
	Not.Cred.		Publication: need publication	
		Χ	Estimated value of estate:	
		Χ	Personal property: \$130,000.00	
		Χ		
	Sp.Ntc.		Probate referee: Steven Diebert	
	Pers.Serv.			
	Conf. Screen		Note to Judge: Based on the request for	
	Letters	Χ	special administration in this petition, it appears Mr. Hogg may have used the	
>	Duties/Supp	Χ	service that we previously discussed re	
	Objections		BBB.	
	Video		<u>However, this petition may be</u> <u>salvageable</u> since he does include a	
	Receipt		request for regular administration, not	
	CI Report		just special. The Court may wish to	
	9202		continue for Petitioner to cure defects, and may wish to encourage him to	
		Χ	seek additional assistance.	
	Aff. Posting		Examiner notes that this petition was	Reviewed by: skc
	Status Rpt		filed with a fee waiver. If this petition	Reviewed on: 4-4-13
	UCCJEA		goes forward, the Court may wish to	Updates:
	Citation		clarify the nature of the personal property estimated at \$130,000.00 for	Recommendation:
	FTB Notice		bond or blocked account purposes.	File 12 - Crenshaw
			The Court may also wish to inform the	
			petitioner that filing fees will be due	
			upon final distribution of the estate.	